



**CITY OF HAYWARD**  
**AGENDA REPORT**

AGENDA DATE 05/09/06

AGENDA ITEM 2

WORK SESSION ITEM       

**TO:** Mayor and City Council

**FROM:** Director of Public Works

**SUBJECT:** Measure B and Gas Tax Pavement Rehabilitation 2005-06: Award of Contract

**RECOMMENDATION:**

It is recommended that the City Council adopt the attached resolution that awards the contract to DeSilva Gates Construction LP in the amount of \$2,565,256.

**BACKGROUND:**

On March 28, 2006, the City Council approved the plans and specifications for the Measure B and Gas Tax Pavement Rehabilitation 2005-06 projects and called for bids to be received on April 25, 2006.

The Measure B and Gas Tax funded projects are a continuation of the City's ongoing program to slurry seal residential streets every six-to-seven years, thereby extending the life of the street pavement and rehabilitating other more heavily traveled streets, which are prioritized through the City's Pavement Management Program (PMP). Exhibits A and B identify those streets proposed for slurry seal or pavement overlay this year.

The selection of streets for rehabilitation is based on staff's analysis of the pavement condition indices identified through the City's computerized PMP, along with specific field examination and the functional classification of each street. Pavement rehabilitation for these projects consists of making deep-lift asphalt concrete spot repairs and placing either an asphalt concrete overlay or slurry seal on the various streets. Also included are deep-lift asphalt concrete spot repairs on various streets throughout the City that have been identified for localized repair by Streets maintenance staff.

On April 25, 2006, seven bids were received for the pavement rehabilitation work. DeSilva Gates Construction LP of Dublin submitted the low bid in the amount of \$2,565,256, which is 1 percent below the Engineer's Estimate of \$2,585,000. O'Grady Paving, Inc., of Mountain View submitted the second low bid in the amount of \$2,709,650.71, which is 5 percent above the Engineer's Estimate. The bids ranged from \$2,565,256 to \$3,068,395.80. All bid documents and licenses are in order, and staff recommends award of contract to the low bidder, DeSilva Gates Construction LP.

**PROJECT COSTS:**

The estimated project costs are as follows:

Pavement Repair/ Rehabilitation - Contract Construction	\$ 2,565,256
Detector Loops Replacement	25,000
Re-striping (City Forces)	60,000
Design and Administration	63,000
Inspection and Testing	86,744
Total	<u>\$ 2,800,000</u>

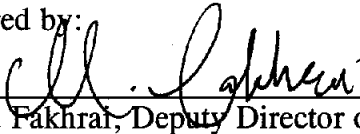
**FUNDING:**

The 2005-06 Capital Improvement Program includes a total of \$2,800,000 in the Measure B Tax Fund (Local Transportation) and the Gas Tax Fund for the Pavement Rehabilitation 2005-06 project.

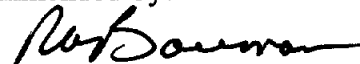
**SCHEDULE:**

Award Contract	May 9, 2006
Begin Work	May 30, 2006
Complete Work	August 23, 2006

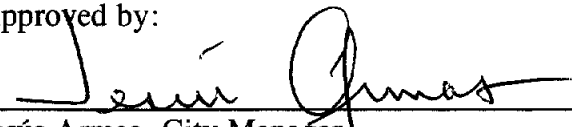
Prepared by:

  
\_\_\_\_\_  
Morad Fakhrai, Deputy Director of Public Works

Recommended by:

  
\_\_\_\_\_  
Robert Bauman, Director of Public Works

Approved by:

  
\_\_\_\_\_  
Jesús Armas, City Manager

Attachments: Exhibit A: Project Location Maps  
Exhibit B: Lists of Streets for Slurry Seal and Overlay  
Exhibit C: Summary of Bids

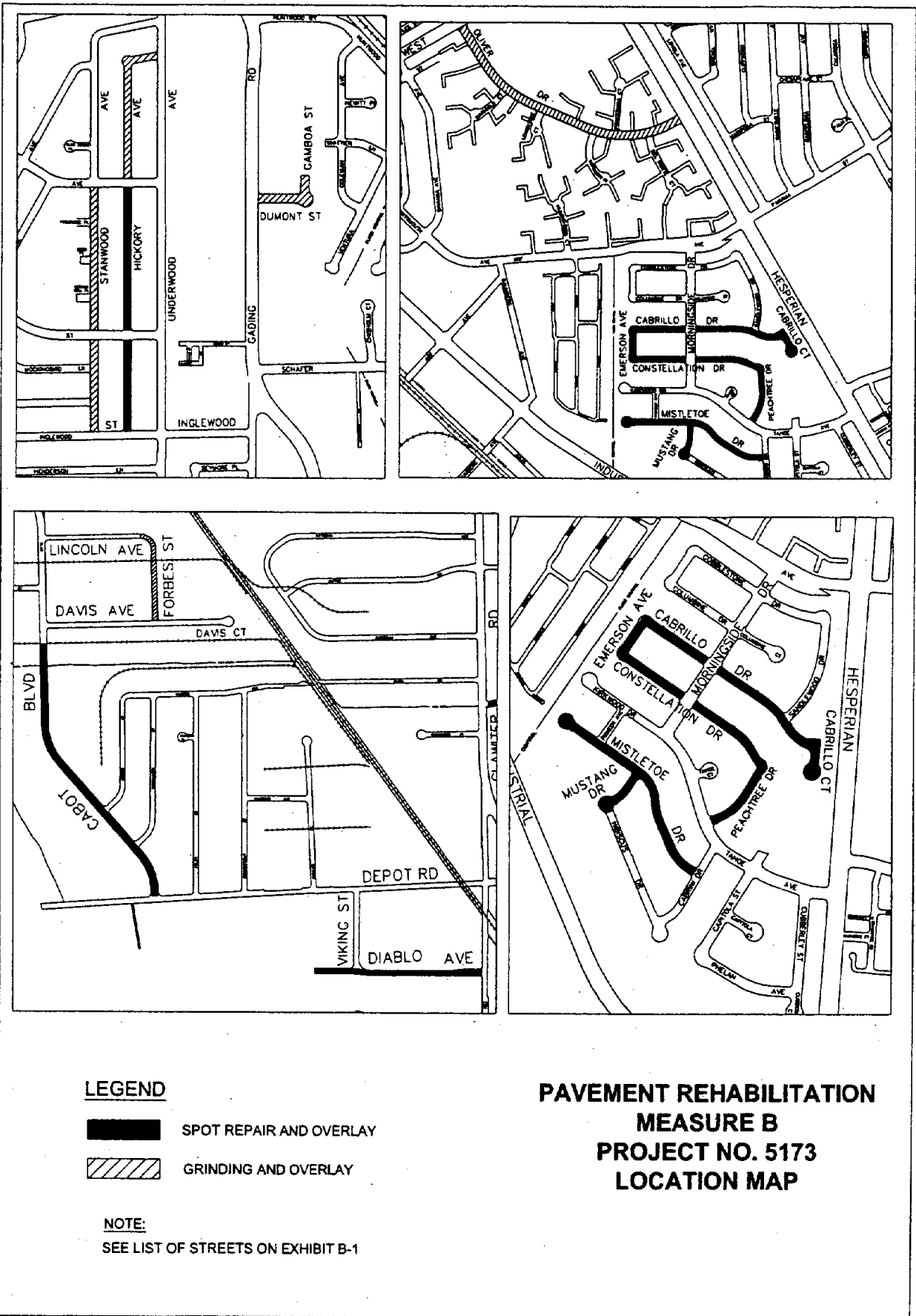
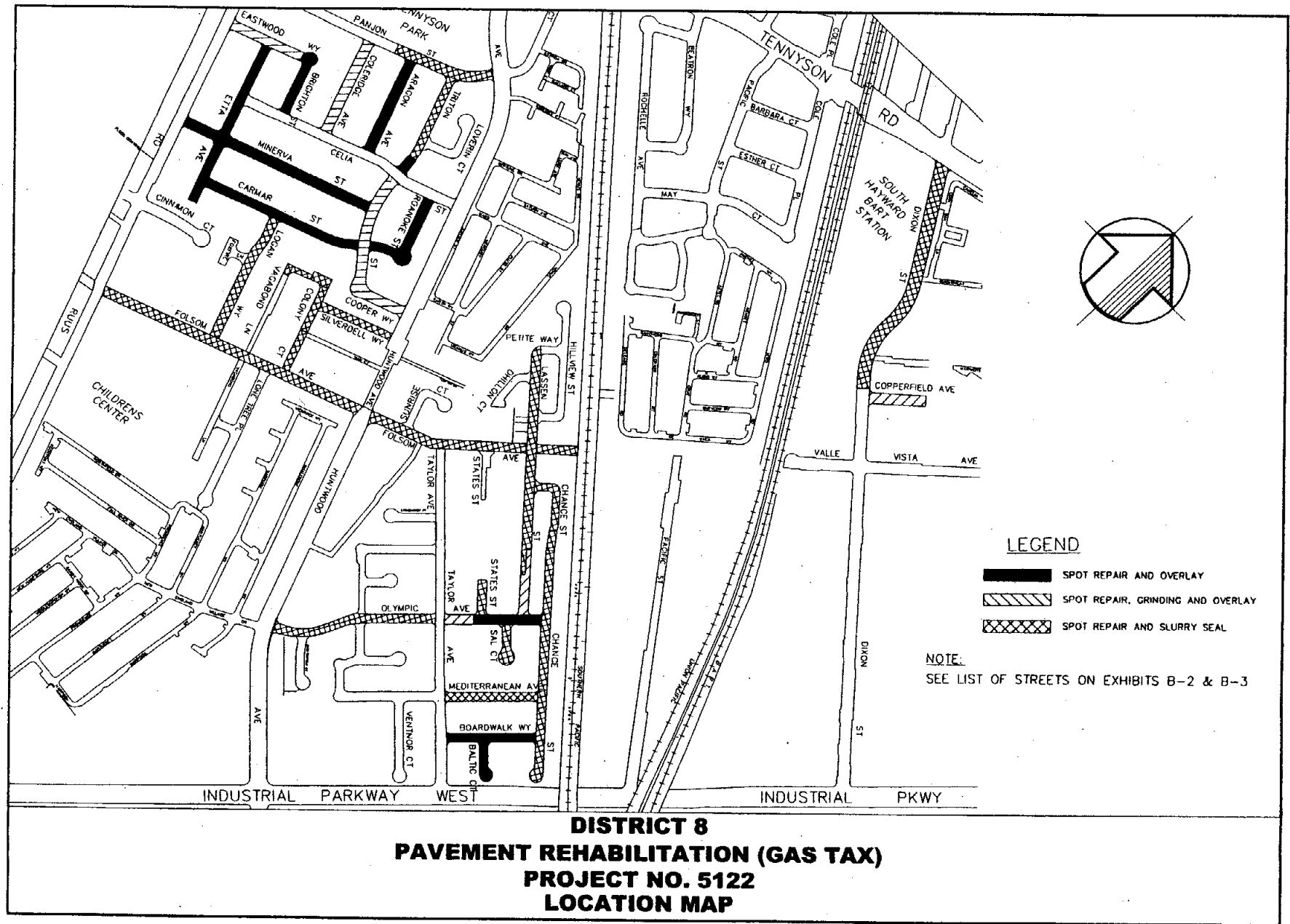
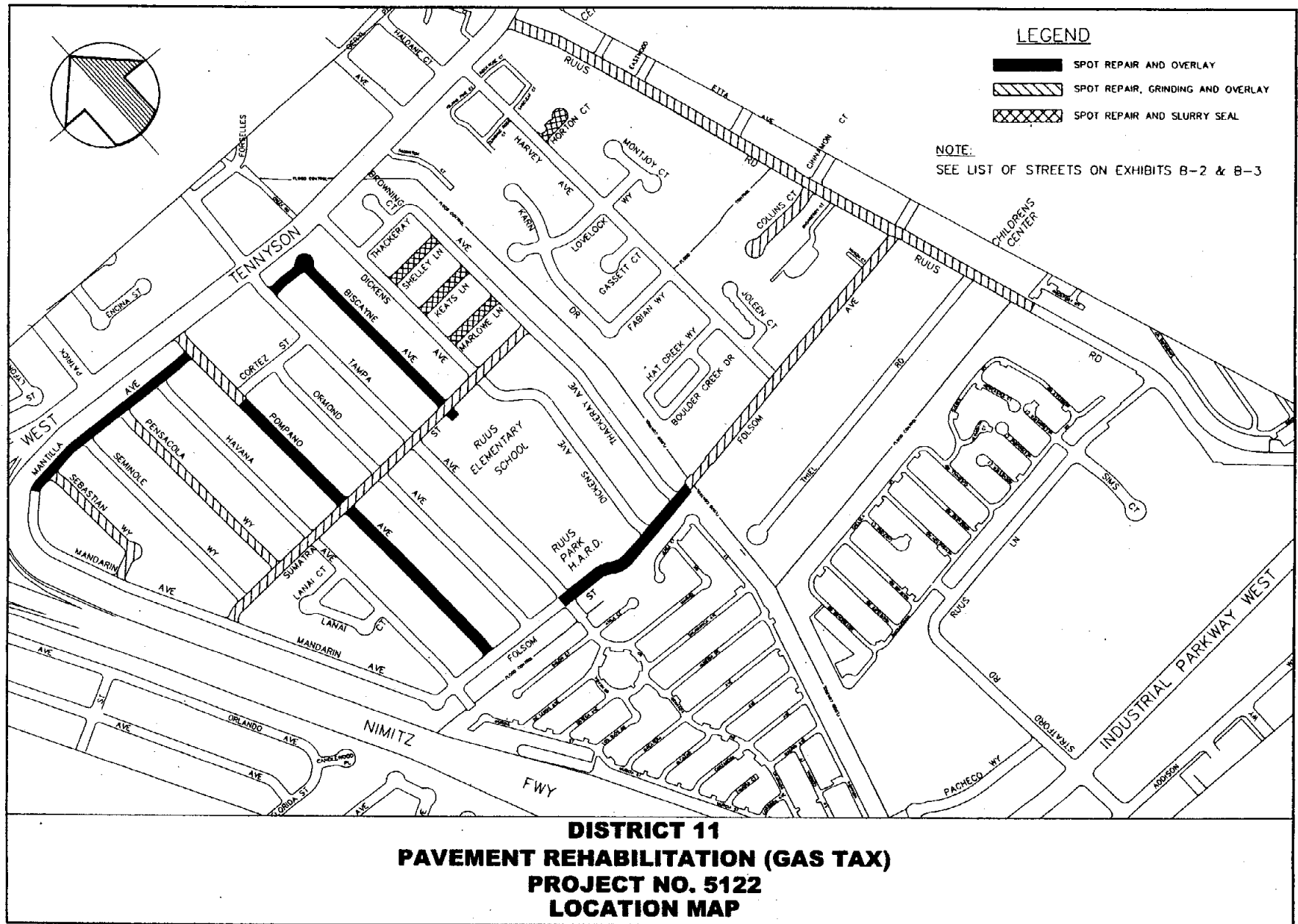
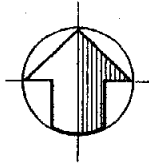




Exhibit A-1





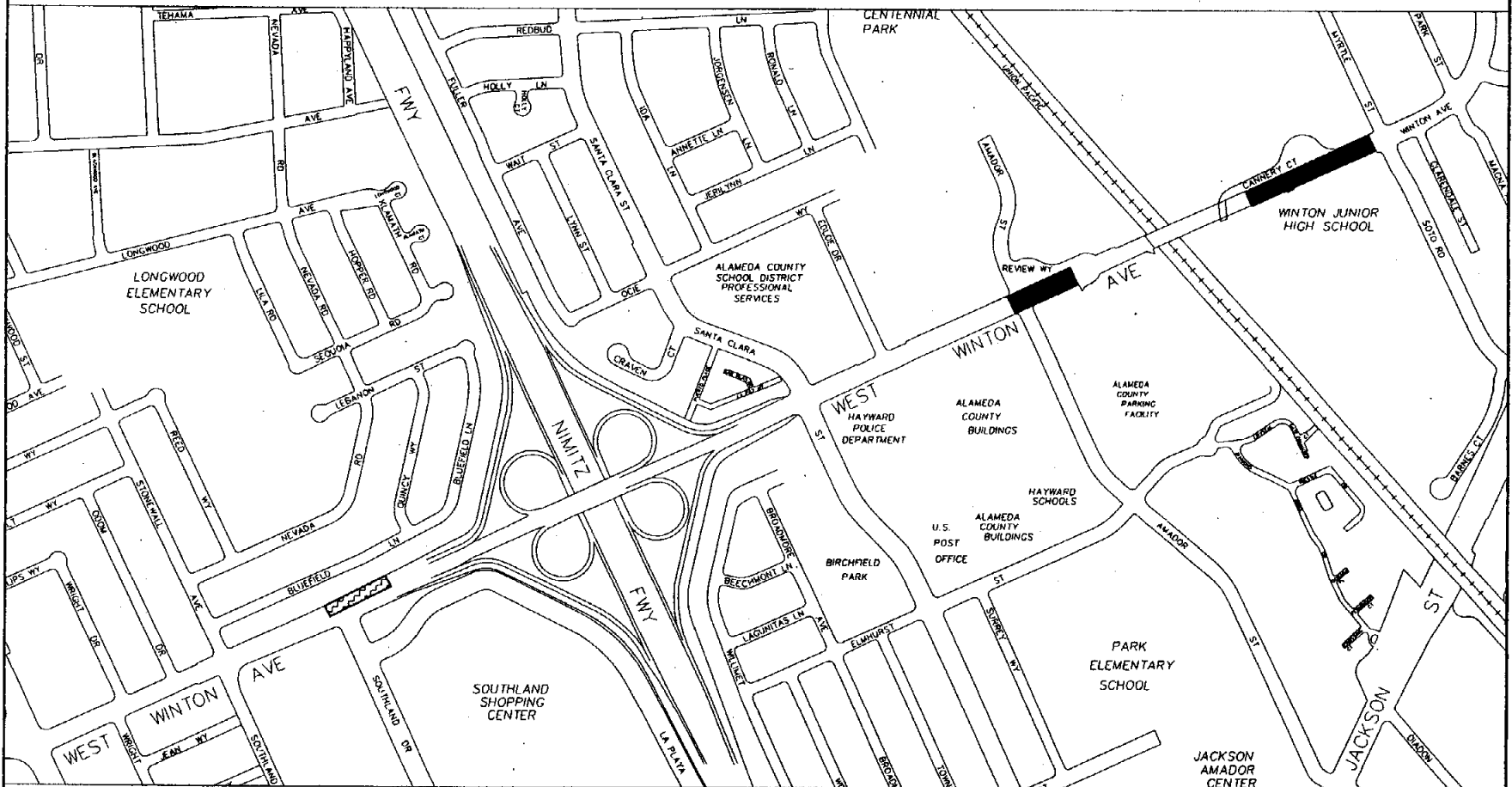


### LEGEND

-  SPOT REPAIR AND OVERLAY
-  SPOT REPAIR ONLY

### NOTE:

SEE LIST OF STREETS ON EXHIBIT B-1



**WEST WINTON AVENUE  
PAVEMENT REHABILITATION (MEASURE B)  
PROJECT NO. 5173  
LOCATION MAP**

Exhibit A-4

STREETS FOR OVERLAY (Measure B - Project 5173)			
NO.	STREET NAME	FROM	TO
1	Baldwin St	Tennyson Rd	Brian St
2	Belvedere Ct	Shepherd Ave	Cul De Sac
3	Brian St	Bruno St	Baldwin St
4	Bruno St	Tennyson Rd	Brian St
5	Cabot Blvd	Depot Rd	Railroad
6	Cabrillo Ct	Sandlewood Dr	Cul De Sac
7	Cabrillo Dr	Morningside Dr	Cabrillo Ct
8	Cabrillo Dr	Emerson Ave	Morningside Dr
9	Constellation Dr	Emerson Ave	Morningside Dr
10	Constellation Dr	Morningside Dr	Peachtree Dr
11	Diablo Ave	Clawiter Rd	Viking St
12	Dumont Ave	Gading Rd	Gamboa St
13	Emerson Ave	Constellation Dr	Cabrillo Dr
14	Forbes St	Davis Ave	Lincoln Ave
15	Gamboa St	Dumont Ave	End
16	Hickory Ave	Inglewood St	Evergreen St
17	Hickory Ave	Evergreen St	Underwood Av
18	Mistletoe Dr	Cabrini Dr	Cul De Sac
19	Mustang Dr	Hibiscus Dr	Mistletoe Dr
20	Oliver Drive	Hesperian Blvd	W Tennyson Rd
21	Peachtree Dr	Tahoe Ave	Constellation Dr
22	Stanwood Rd	Inglewood St	Evergreen St
23	Winton Ave	Amador St	Soto Rd
24	Winton Ave	Southland Dr	200' E/o Southland Dr

**Exhibit B-1**

# STREETS FOR OVERLAY (Gas Tax - Project No. 5122)

NO.	STREET NAME	FROM	TO
<b>DISTRICT 8</b>			
1	Aragon Ave	Celia St	Panjon St
2	Baltic Ct	Boardwalk Wy	End
3	Boardwalk Wy	Taylor Avee	Chance St
4	Brighton St	Celia St	Eastwood Wy
5	Carmar St	Etta Ave	Roanoke St
6	Coleridge Ave	Celia St	Panjon St
7	Cooper Wy	Triton St	Huntwood Ave
8	Copperfield Ave	Dixon St	Dead End
9	Eastwood Wy	Ruus Rd	Brighton St
10	Etta Ave	Eastwood Wy	End
11	Lassen St	Olympic Ave	280' N/o Olympic Ave
12	Minerva St	Ruus Rd	Triton St
13	Olympic Ave	Taylor Ave	States St
14	Olympic Ave	States St	Chance St
15	Roanoke St	Carmar St	Celia St
16	Triton St	Cooper Wy	Celia St
17	Triton St	Celia St	102' N/o Celia St
<b>DISTRICT 11</b>			
18	Biscayne Ave	Tampa Ave	End @ School Entrance
19	Collins Ct	Ruus Rd	End
20	Folsom Ave	West Side of Canal	Ruus Rd
21	Folsom Ave	Tampa Ave	West Side of Canal
22	Mantilla Ave	Mandarin Ave	Pompano Ave
23	Pensacola Wy	Sumatra St	Mantilla Ave
24	Pompano Ave	Tennyson Rd	Folsom St
25	Ruus Rd	Tennyson Rd	250' S/o Thiel Rd
26	Sebastian Wy	Mandarin Ave	Mantilla Ave
27	Sumatra St	Mandarin Ave	Thackeray Ave

STREETS FOR SLURRY SEAL (Gas Tax - Project No. 5122)			
NO.	STREET NAME	FROM	TO
<b>DISTRICT 8</b>			
1	States St	Olympic Ave	End
2	Chance St	End (Off Olympic)	End
3	Colony Ct	Folsom Ave	End
4	Dixon St	Copperfield Ave	Tennyson Rd
5	Folsom Ave	Huntwood Ave	Eastside of Lassen
6	Folsom Ave	Ruus Rd	Huntwood Ave
7	Lassen St	280' N/o Olympic Ave	End
8	Logan Wy	Carmar St	Folsom Ave
9	Mediterranean Ave	Chance St	Taylor Ave
10	Olympic Ave	Taylor Ave	Huntwood Ave
11	Panjon St	Huntwood Ave	W/o Aragon Ave
12	Sal Ct	Olympic Ave	End
13	Silverdell Wy	Huntwood Ave	Colony Ct
14	Triton St	Panjon St	Celia St
<b>DISTRICT 11</b>			
15	Keats Ln	Dickens Ave	Thackeray Ave
16	Marlowe Ln	Dickens Ave	Thackeray Ave
17	Shelley Ln	Dickens Ave	Thackeray Ave

CITY OF HAYWARD  
PAVEMENT REHABILITATION GAS TAX AND MEASURE B 2005/06  
PROJECT NO. 5122  
BIDS OPENED: APRIL 25, 2006

(NUMBER OF BIDS RECEIVED - 7)

Exhibit C

BID SUMMARY					ENGINEER'S ESTIMATE		DeSilva Gates Construction		O'Grady Paving Inc.	
							11555 Dublin Boulevard Dublin CA 94568 Ph: (925) 829-9220 Fax: (925) 803-4263		2513 Wyandotte Street Mountain View CA 94043 Ph: (650) 966-1926 Fax: (650) 966-1946	
ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	
1.	1	LS	TRAFFIC CONTROL	20,000.00	20,000.00	100,939.00	100,939.00	80,000.00	80,000.00	
2.	10	EA	REMOVE & REPLACE SPEED HUMP	2,000.00	20,000.00	1,300.00	13,000.00	2,000.00	20,000.00	
3.	40,518	SY	SLURRY SEAL	0.65	26,336.70	1.00	40,518.00	1.27	51,457.86	
4.	24,583	TON	ASPHALT CONCRETE OVERLAY	65.00	1,597,895.00	63.00	1,548,729.00	67.50	1,659,352.50	
5.	66,116	SF	4" DEEPLIFT AC SPOT REPAIR	3.00	198,348.00	3.00	198,348.00	2.95	195,042.20	
6.	47,986	SF	6" DEEPLIFT AC SPOT REPAIR	4.00	191,944.00	4.00	191,944.00	4.40	211,138.40	
7.	74,930	SY	PLANE AC PAVMENT (0.10')	2.00	149,860.00	1.70	127,381.00	1.90	142,367.00	
8.	10,465	SY	PLANE AC PAVMENT (0.15')	2.00	20,930.00	2.60	27,209.00	2.75	28,778.75	
9.	38,776	SY	PLANE AC PAVMENT (WEDGE CUT)	2.00	77,552.00	1.75	67,858.00	1.50	58,164.00	
10.	123	EA	ADJUST WATER VALVE BOX & COVER TO GRADE	235.00	28,905.00	100.00	12,300.00	150.00	18,450.00	
11.	83	EA	REPLACE WATER VALVE BOX & COVER &ADJUST TO GRADE	300.00	24,900.00	300.00	24,900.00	200.00	16,600.00	
12.	36	EA	ADJUST SURVEY MON. BOX & COVER TO GRADE	250.00	9,000.00	100.00	3,600.00	150.00	5,400.00	
13.	45	EA	REPLACE SURVEY MON. BOX & COVER & ADJUST TO GRADE	300.00	13,500.00	300.00	13,500.00	200.00	9,000.00	
14.	113	EA	ADJUST MANHOLE FRAME & COVER TO GRADE	300.00	33,900.00	180.00	20,340.00	300.00	33,900.00	
15.	15	EA	ADJUST SEWER RISER BOX & COVER TO GRADE	300.00	4,500.00	350.00	5,250.00	300.00	4,500.00	
16.	1	EA	ADJUST BLOW OFF BOX & COVER TO GRADE	300.00	300.00	350.00	350.00	500.00	500.00	
17.	120	EA	REFLECTIVE PAVEMENT MARKERS	3.00	360.00	7.00	840.00	10.00	1,200.00	
18.	300	EA	NON-REFLECTIVE PAVEMENT MARKERS	1.65	495.00	5.00	1,500.00	6.00	1,800.00	
19.	100	EA	REMOVE & REPLACE CHATTER BAR	20.00	2,000.00	50.00	5,000.00	60.00	6,000.00	
20.	1	LS	CRACK SEAL	9,000.00	9,000.00	6,500.00	6,500.00	10,000.00	10,000.00	
21.	1	LS	RECYCLING IMPLEMENTATION	400.00	400.00	250.00	250.00	1,000.00	1,000.00	
22.	1	LS	ADMINISTRATIVE CHANGE ORDERS	155,000.00	155,000.00	155,000.00	155,000.00	155,000.00	155,000.00	
			TOTAL	2,585,125.70		2,565,256.00		2,709,650.71		

CITY OF HAYWARD  
PAVEMENT REHABILITATION GAS TAX AND MEASURE B 2005/06  
PROJECT NO. 5122  
BIDS OPENED: APRIL 25, 2006

Page 2 of 4

(NUMBER OF BIDS RECEIVED - 7)

BID SUMMARY				ENGINEER'S ESTIMATE		Top Grade Construction, Inc. 50 Constructors Street Livermore CA 94550 Ph: (925) 449-5764 Fax: (650) 449-5875		G. Bortolotto & Company 580 Bragato Road San Carlos CA 94070-6227 Ph: (650) 595-2591 Fax: (650) 595-0718	
ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1.	1	LS	TRAFFIC CONTROL	20,000.00	20,000.00	74,097.00	74,097.00	59,000.00	59,000.00
2.	10	EA	REMOVE & REPLACE SPEED HUMP	2,000.00	20,000.00	600.00	6,000.00	2,000.00	20,000.00
3.	40,518	SY	SLURRY SEAL	0.65	26,336.70	1.10	44,569.80	1.09	44,164.62
4.	24,583	TON	ASPHALT CONCRETE OVERLAY	65.00	1,597,895.00	69.00	1,696,227.00	77.77	1,911,819.91
5.	66,116	SF	4" DEEPLIFT AC SPOT REPAIR	3.00	198,348.00	3.35	221,488.60	2.24	148,099.84
6.	47,986	SF	6" DEEPLIFT AC SPOT REPAIR	4.00	191,944.00	4.75	227,933.50	3.49	167,471.14
7.	74,930	SY	PLANE AC PAYMENT (0.10')	2.00	149,860.00	1.70	127,381.00	2.00	149,860.00
8.	10,465	SY	PLANE AC PAYMENT (0.15')	2.00	20,930.00	2.50	26,162.50	2.79	29,197.35
9.	38,776	SY	PLANE AC PAYMENT (WEDGE CUT)	2.00	77,552.00	1.75	67,858.00	1.49	57,776.24
10.	123	EA	ADJUST WATER VALVE BOX & COVER TO GRADE	235.00	28,905.00	115.00	14,145.00	101.00	12,423.00
11.	83	EA	REPLACE WATER VALVE BOX & COVER &ADJUST TO GRADE	300.00	24,900.00	325.00	26,975.00	123.00	10,209.00
12.	36	EA	ADJUST SURVEY MON. BOX & COVER TO GRADE	250.00	9,000.00	115.00	4,140.00	123.00	4,428.00
13.	45	EA	REPLACE SURVEY MON. BOX & COVER & ADJUST TO GRADE	300.00	13,500.00	325.00	14,625.00	212.00	9,540.00
14.	113	EA	ADJUST MANHOLE FRAME & COVER TO GRADE	300.00	33,900.00	190.00	21,470.00	301.00	34,013.00
15.	15	EA	ADJUST SEWER RISER BOX & COVER TO GRADE	300.00	4,500.00	175.00	2,625.00	101.00	1,515.00
16.	1	EA	ADJUST BLOW OFF BOX & COVER TO GRADE	300.00	300.00	290.00	290.00	301.00	301.00
17.	120	EA	REFLECTIVE PAVEMENT MARKERS	3.00	360.00	8.00	960.00	8.00	960.00
18.	300	EA	NON-REFLECTIVE PAVEMENT MARKERS	1.65	495.00	5.00	1,500.00	5.00	1,500.00
19.	100	EA	REMOVE & REPLACE CHATTER BAR	20.00	2,000.00	50.00	5,000.00	50.00	5,000.00
20.	1	LS	CRACK SEAL	9,000.00	9,000.00	7,300.00	7,300.00	8,000.00	8,000.00
21.	1	LS	RECYCLING IMPLEMENTATION	400.00	400.00	2,000.00	2,000.00	777.00	777.00
22.	1	LS	ADMINISTRATIVE CHANGE ORDERS	155,000.00	155,000.00	155,000.00	155,000.00	155,000.00	155,000.00
			TOTAL	2,585,125.70		2,747,747.40		2,831,055.10	

CITY OF HAYWARD  
 PAVEMENT REHABILITATION GAS TAX AND MEASURE B 2005/06  
 PROJECT NO. 5122  
 BIDS OPENED: APRIL 25, 2006

(NUMBER OF BIDS RECEIVED - 7)

BID SUMMARY					ENGINEER'S ESTIMATE		Interstate Grading & Paving 128 So. Maple Avenue So. San Francisco CA 94080 Ph: (650) 925-7333 Fax: (650) 925-6851		C.F. Archibald Paving Inc. P.O. Box 37 Redwood City CA 94064 Ph: (650) 364-3045 Fax: (650) 366-8777	
ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	
1.	1	LS	TRAFFIC CONTROL	20,000.00	20,000.00	83,000.00	83,000.00	75,000.00	75,000.00	
2.	10	EA	REMOVE & REPLACE SPEED HUMP	2,000.00	20,000.00	1,200.00	12,000.00	1,500.00	15,000.00	
3.	40,518	SY	SLURRY SEAL	0.65	26,336.70	1.25	50,647.50	1.19	48,216.42	
4.	24,583	TON	ASPHALT CONCRETE OVERLAY	65.00	1,597,895.00	73.00	1,794,559.00	76.45	1,879,370.35	
5.	66,116	SF	4" DEEPLIFT AC SPOT REPAIR	3.00	198,348.00	3.00	198,348.00	2.90	191,736.40	
6.	47,986	SF	6" DEEPLIFT AC SPOT REPAIR	4.00	191,944.00	4.30	206,339.80	4.30	206,339.80	
7.	74,930	SY	PLANE AC PAVMENT (0.10')	2.00	149,860.00	1.85	138,620.50	1.70	127,381.00	
8.	10,465	SY	PLANE AC PAVMENT (0.15')	2.00	20,930.00	2.60	27,209.00	2.10	21,976.50	
9.	38,776	SY	PLANE AC PAVMENT (WEDGE CUT)	2.00	77,552.00	1.80	69,796.80	1.30	50,408.80	
10.	123	EA	ADJUST WATER VALVE BOX & COVER TO GRADE	235.00	28,905.00	160.00	19,680.00	90.00	11,070.00	
11.	83	EA	REPLACE WATER VALVE BOX & COVER &ADJUST TO GRADE	300.00	24,900.00	295.00	24,485.00	250.00	20,750.00	
12.	36	EA	ADJUST SURVEY MON. BOX & COVER TO GRADE	250.00	9,000.00	190.00	6,840.00	90.00	3,240.00	
13.	45	EA	REPLACE SURVEY MON. BOX & COVER & ADJUST TO GRADE	300.00	13,500.00	295.00	13,275.00	250.00	11,250.00	
14.	113	EA	ADJUST MANHOLE FRAME & COVER TO GRADE	300.00	33,900.00	270.00	30,510.00	150.00	16,950.00	
15.	15	EA	ADJUST SEWER RISER BOX & COVER TO GRADE	300.00	4,500.00	340.00	5,100.00	220.00	3,300.00	
16.	1	EA	ADJUST BLOW OFF BOX & COVER TO GRADE	300.00	300.00	360.00	360.00	220.00	220.00	
17.	120	EA	REFLECTIVE PAVEMENT MARKERS	3.00	360.00	9.00	1,080.00	9.00	1,080.00	
18.	300	EA	NON-REFLECTIVE PAVEMENT MARKERS	1.65	495.00	5.50	1,650.00	6.00	1,800.00	
19.	100	EA	REMOVE & REPLACE CHATTER BAR	20.00	2,000.00	55.00	5,500.00	55.00	5,500.00	
20.	1	LS	CRACK SEAL	9,000.00	9,000.00	10,000.00	10,000.00	9,500.00	9,500.00	
21.	1	LS	RECYCLING IMPLEMENTATION	400.00	400.00	100.00	100.00	100.00	100.00	
22.	1	LS	ADMINISTRATIVE CHANGE ORDERS	155,000.00	155,000.00	155,000.00	155,000.00	155,000.00	155,000.00	
			TOTAL	2,585,125.70		2,854,100.60		2,855,189.27		

CITY OF HAYWARD  
PAVEMENT REHABILITATION GAS TAX AND MEASURE B 2005/06  
PROJECT NO. 5122  
BIDS OPENED: APRIL 25, 2006

(NUMBER OF BIDS RECEIVED - 7)

BID SUMMARY				ENGINEER'S ESTIMATE		Granite Construction Company P.O. Box 50085 Watsonville CA 95077 Ph: (831) 724-1011 Fax: (831) 768-4021	
ITEM	QUANTITY	UNIT	DESCRIPTION	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
1.	1	LS	TRAFFIC CONTROL	20,000.00	20,000.00	128,300.00	128,300.00
2.	10	EA	REMOVE & REPLACE SPEED HUMP	2,000.00	20,000.00	2,000.00	20,000.00
3.	40,518	SY	SLURRY SEAL	0.65	26,336.70	1.00	40,518.00
4.	24,583	TON	ASPHALT CONCRETE OVERLAY	65.00	1,597,895.00	73.00	1,794,559.00
5.	66,116	SF	4" DEEPLIFT AC SPOT REPAIR	3.00	198,348.00	4.00	264,464.00
6.	47,986	SF	6" DEEPLIFT AC SPOT REPAIR	4.00	191,944.00	6.00	287,916.00
7.	74,930	SY	PLANE AC PAVMENT (0.10')	2.00	149,860.00	2.00	149,860.00
8.	10,465	SY	PLANE AC PAVMENT (0.15')	2.00	20,930.00	2.80	29,302.00
9.	38,776	SY	PLANE AC PAVMENT (WEDGE CUT)	2.00	77,552.00	1.80	69,796.80
10.	123	EA	ADJUST WATER VALVE BOX & COVER TO GRADE	235.00	28,905.00	200.00	24,600.00
11.	83	EA	REPLACE WATER VALVE BOX & COVER &ADJUST TO GRADE	300.00	24,900.00	290.00	24,070.00
12.	36	EA	ADJUST SURVEY MON. BOX & COVER TO GRADE	250.00	9,000.00	200.00	7,200.00
13.	45	EA	REPLACE SURVEY MON. BOX & COVER & ADJUST TO GRADE	300.00	13,500.00	290.00	13,050.00
14.	113	EA	ADJUST MANHOLE FRAME & COVER TO GRADE	300.00	33,900.00	350.00	39,550.00
15.	15	EA	ADJUST SEWER RISER BOX & COVER TO GRADE	300.00	4,500.00	350.00	5,250.00
16.	1	EA	ADJUST BLOW OFF BOX & COVER TO GRADE	300.00	300.00	500.00	500.00
17.	120	EA	REFLECTIVE PAVEMENT MARKERS	3.00	360.00	8.00	960.00
18.	300	EA	NON-REFLECTIVE PAVEMENT MARKERS	1.65	495.00	5.00	1,500.00
19.	100	EA	REMOVE & REPLACE CHATTER BAR	20.00	2,000.00	50.00	5,000.00
20.	1	LS	CRACK SEAL	9,000.00	9,000.00	6,500.00	6,500.00
21.	1	LS	RECYCLING IMPLEMENTATION	400.00	400.00	500.00	500.00
22.	1	LS	ADMINISTRATIVE CHANGE ORDERS	155,000.00	155,000.00	155,000.00	155,000.00
			TOTAL	2,585,125.70		3,068,395.80	

# DRAFT

## HAYWARD CITY COUNCIL

RESOLUTION NO. 06-

Introduced by Council Member \_\_\_\_\_

*me*  
*5/4/06*

**RESOLUTION AWARDDING CONTRACT TO DESILVA  
GATES CONSTRUCTION, LP FOR THE MEASURE B AND  
GAS TAX PAVEMENT REHABILITATION 2005-06  
PROJECTS, PROJECT NOS. 5122 AND 5173**

WHEREAS, by resolution on March 28, 2006, the City Council approved the plans and specifications for the Measure B and Gas Tax Pavement Rehabilitation 2005-06 Projects, Project Nos. 5122 and 5173, and called for bids to be received on April 25, 2006; and

WHEREAS, on April 25, 2006, seven bids were received for the pavement rehabilitation work ranging from \$2,565,256 to \$3,068,395.80; DeSilva Gates Construction, LP of Dublin, California submitted the low bid in the amount of \$2,565,256, which is 1 percent below the Engineer's Estimate of \$2,585,000; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that DeSilva Gates Construction, LP, is hereby awarded the contract for the Measure B and Gas Tax Pavement Rehabilitation Projects, Project Nos. 5122 and 5173, in accordance with the plans and specifications adopted therefor and on file in the office of the City Clerk of the City of Hayward at and for the price named and stated in the bid of the hereinabove specified bidder, and all other bids are hereby rejected.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute an agreement with DeSilva Gates Construction, LP for the award of the Measure B and Gas Tax Pavement Rehabilitation 2005-06 contract on behalf of the City of Hayward, in an amount not to exceed \$2,565,256, in a form to be approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA \_\_\_\_\_, 2006

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

**ABSTAIN: COUNCIL MEMBERS:**

**ABSENT: COUNCIL MEMBERS:**

**ATTEST:** \_\_\_\_\_  
City Clerk of the City of Hayward

**APPROVED AS TO FORM:**

\_\_\_\_\_  
City Attorney of the City of Hayward